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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff/Respondent,

vs.

DANIEL JOSEPH EGAN,

Defendant/Movant.

No. 2:07-cr-00145-KJD-PAL

ORDER

10 **WHEREAS**, Defendant Daniel Joseph Egan has filed an amended motion under 28
11 U.S.C. § 2255 alleging ineffective assistance of trial counsel, Karen C. Winckler, Esq.,

12 **IT IS ORDERED** that the attorney-client privilege in 2:07-cr-145-KJD between
13 Defendant Daniel Joseph Egan and Karen C. Winckler, Esq. is waived as to the allegations of
14 ineffective assistance of counsel in Petitioner's Amended Petition to Vacate, Set Aside or Correct
15 Sentence Pursuant to 28 U.S.C. § 2255 (Doc. No. 1262).

16 **IT IS FURTHER ORDERED** that no later than September 27, 2012, Karen C.
17 Winckler, Esq., shall provide the United States with an affidavit or declaration setting forth the
18 facts and circumstances material to the allegations of ineffective assistance of counsel made in
19 Petitioner's Amended Petition to Vacate, Set Aside or Correct Sentence Pursuant to 28 U.S.C. §
20 2255 (Doc. No. 1262), specifically to include the allegation that Karen C. Winckler refused
21 Defendant's request to file a notice of appeal.

22 **IT IS FURTHER ORDERED** that the United States shall file the affidavit or
23 declaration with the Clerk of this Court forthwith upon receipt.

24 DATED this 25th day of September, 2012.

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HON. KENT J. DAWSON
United States District Judge